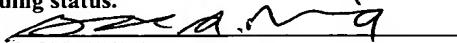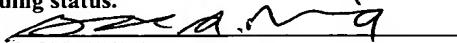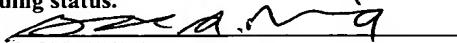| FORM PTO-1390 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE (REV. 10-2003)	ATTORNEY'S DOCKET NUMBER
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371	99999/400200

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

10/530742

INTERNATIONAL APPLICATION NO. PCT/EP03/11135	INTERNATIONAL FILING DATE (08.10.03) 08 October 2003	PRIORITY DATE CLAIMED: (09.10.02) 09 October 2002

TITLE OF INVENTION

CONTROL METHOD FOR MANAGING THE TRANSMISSION CAPACITY OF AT LEAST ONE RELAY STATION OF A TRANSMISSION SYSTEM, AND CORRESPONDING CONTROL UNIT

APPLICANT(S) FOR DO/EO/US

KLIMMEK, Andreas; JARSCH, Volker; and CLASSEN, Karl

Applicants herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒   This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.

2. ☐   This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.

3. ☒   This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.

4. ☒   The US has been elected (Article 31).

5. ☒   A copy of the International Application as filed (35 U.S.C. 371(c)(2))

    a. ☐ is attached hereto (required only if not communicated by the International Bureau).

    b. ☒ has been communicated by the International Bureau.

    c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).

6. ☒   An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).

    a. ☒ is attached hereto.

    b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).

7. ☒   Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))

    a ☐ are attached hereto (required only if not communicated by the International Bureau).

    b. ☐ have been communicated by the International Bureau.

    c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.

    d. ☒ have not been made and will not be made.

8. ☐   An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).

9. ☒   An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). (unsigned)

10. ☒   An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. ☒   An Information Disclosure Statement under 37 CFR 1.97 and 1.98.

12. ☐   An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.

13. ☒   A preliminary amendment.

14. ☐   An Application Data Sheet under 37 CFR 1.76.

15. ☒   A substitute specification and marked-up version of the substitute specification.

16. ☐   A power of attorney and/or change of address letter.

17. ☐   A computer-readable form of the sequence listing in accordance with PCT Rule 13*ter*.2 and 37 CFR 1.821 - 1.825.

18. ☐   A second copy of the published international application under 35 U.S.C. 154(d)(4).

19. ☐   A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).

20. ☒   Other items or information: International Search Report (translated) and International Preliminary Examination Report (translated).

EXPRESS MAIL NO.: EV 323019048 US

NY0981404 v1

U.S. APPLICATION NO. (if known, see 37 CFR 1.5) 10/530742	INTERNATIONAL APPLICATION NO. PCT/EP03/11135	ATTORNEY'S DOCKET NUMBER	
The following fees are submitted:			
21 ☒ **Basic National Fee** .... $ 300.00		$ 300.00	
22.☐ **Examination Fee** – If International preliminary exam report prepared by USPTO and all claims satisfy provisions of PCT Article 33/(1)-(4)........... $ 100.00		$	
☒ Examination Fee - All other situations .... $ 200.00		$ 200.00	
23. ☐ **Search Fee** – Search fee (37 CFR 1.445(a)(2) has been paid on the international application to the USPTO as ISA .... $ 100.00		$	
☒ International Search Report prepared and provided to the Office.......... $ 400.00		$	
☐ Search Fee – All other situations .... $ 500.00		$ 400.00	
TOTAL OF ABOVE CALCULATIONS		$ 900.00	

☐ Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing on computer program listing filed in an electronic medium). The fee is $250 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE		
-100	/50=		x $250	$	

Surcharge of **$130.00** for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total Claims	17 - 20 =	0	x $50.00	$ 0	
Independent Claims	3 - 3 =	0	x $200.00	$ 0	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ $360.00	$	
TOTAL OF ABOVE CALCULATIONS =				$ 900.00	

☐ Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.		
SUBTOTAL =	$ 900.00	

Processing fee of **$130.00** for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).	$	
TOTAL NATIONAL FEE =	$ 900.00	

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). $40.00 per property	$	
TOTAL FEES ENCLOSED =	$ 900.00	
	Amount to be refunded:	$
	Amount to be charged	$ 900.00

a. ☐ A check in the amount of $_____ to cover the above fees is enclosed.

b. ☒ Please charge my Deposit Account No. __11-0600__ in the amount of $ 900.00 to cover the above fees. A duplicate copy of this sheet is enclosed.

c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. __11-0600__. A duplicate copy of this sheet is enclosed.

d. ☐ Fees are to be charged to a credit card. **WARNING: Information on this form may become public. Credit card information should not be included on this form.** Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:
KENYON & KENYON
One Broadway
New York, New York 10004
CUSTOMER NO. 26646

SIGNATURE
Gerard A. Messina (Reg. No. 35,952)
NAME
4/8/05
DATE

EXPRESS MAIL NO.: EV 323019048 US

NY0981404 v1